(94)

HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ.

WRIT PETITION No.2566 OF 2005

PETITIONER REVISIONIST APPLICANTS

1. Mohd. Rafiq, S/o Mohd. Jigar, Age 22 Yrs.
2. Mohd. Jigar, Age 50 Yrs.
3. Mohd. Yakub, Age 35 Yrs.
   No. 2 & 3 S/o Musa Haasam
   All R/o PS Simga, Distt. Raipur

Versus

RESPONDENTS NON-APPLICANTS

1. Ratanlal, Age 56 Yrs.
2. Manaklal, Age 50 Yrs.
   Both S/o Kewalchand Jain
3. Bhagwat Kolta Age 26 Yrs.
   S/o Late Kholbaharam Sonkar
4. Manharan S/o Pitambar Sonkar Age 48 Yrs.
5. Jivrakhan S/o Bhakalu Sonkar \age 40 Yrs.
   All R/o PS Simga, Distt. Raipur
6. State of Chhattisgarh Through Collector, Raipur.

Present : Shri Raja Sharma, learned counsel for the petitioners.
Shri P. Diwaker, learned Sr. Advocate with Shri Anoop Majumdar, learned counsel for 1 to 5.
Shri Yashwant Singh, learned G.A. for the State/ respondent No.6.

ORAL ORDER
(Passed on 17th April, 2006)

This writ petition is directed against the order of the learned Second Additional Sessions Judge, Baloda Bazar, refusing to grant stay in a revision preferred by the petitioner against the order of the SDM, passed under Section 133 of Code of Criminal Procedure. This

Court while entertaining the writ petition on 24-06-2005 passed an interim order directing that no coercive steps be taken against the petitioners and status quo that existed as on that day should be maintained by the parties. The said interim order has been in operation till date. It was stated at the Bar that the learned Second Additional Sessions Judge, Baloda Bazar has not yet disposed of the revision preferred by the petitioners.

(2) Having heard learned counsel for the parties, I think that ends of justice would be met by directing the learned Second Additional Sessions Judge, Baloda Bazar to dispose of the revision within a time-frame and till then to continue the interim order granted by this Court on 24-06-2005. Accordingly, this writ petition is disposed of directing the learned Second Additional Sessions Judge, Baloda Bazar to hear and dispose of the revision preferred by the petitioners, if not already done, on or before 31st May, 2006. It is further directed that the interim order granted by this Court on 24-06-2005 shall be in operation till the learned Second Additional Sessions Judge disposes of the revision of the petitioners, as directed above. The Registry is directed to forthwith send a copy of this order to learned Second Additional Sessions Judge, Baloda Bazar. No costs.

Sd/-
Chief Justice

Subbu